

13 July 1995

95-155

Petition for Immediate Rulemaking

Title: In the matter of NPA 800  
and NPA 888

FOR  
FCC  
USE

NEW PETITION

RM

RECEIVED

OCT 12 1995

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

Petitioner: Tansin A. Darcos & Company  
8604 Second Ave #104  
Silver Spring MD 20910  
Facsimile: +1 301-588-1720  
Telephone: +1 800-TDARCOS  
E-Mail: PAUL@TDR.COM  
X.400: C=US; S=DARCOS; ADMD=MCIMAIL,  
DDA.UN=5066432

DOCKET FILE COPY ORIGINAL

Submitted By: Paul Robinson

Addressed To: Federal Communications Commission  
Office of the Secretary of the Commission  
1919 M St NW #222 - Mail Stop 1170  
Washington DC 20554

Federal Communications Commission  
Common Carrier Bureau  
1919 M St NW #500 - Mail Stop 1600  
Washington DC 20554  
Facsimile: +1 202 418 2825

Comes now the petitioner Tansin A. Darcos & Company, who respectfully submits the following before the Commission.

II. Reasons which would require the Commission to act upon this petition:

- The Commission has ordered that number allocation be restricted due to immediate critical shortage of numbers available for use in the 800 NPA ("Area Code 800").
- The restriction limits carriers issuing Area Code 800 numbers ("Resp-Orgs") to 250 per week, which usually means resp-orgs must limit customers by lottery.
- This restriction in addition to others limits the availability by customers of access to Area Code 800 numbers.
- A new NPA 888 ("Area Code 888") has been proposed for use in addition to Area Code 800 for use for called-party charged ("Toll Free") calls, in the same manner as Area Code 800.

In the matter of NPA 800 and NPA 888                   : ;  
June 13, 1995   : ;  
Tansin A. Darcos & Company                               RM ;

- Area Code 888 will not be implemented at all during this year.
- This constitutes an inconvenience to customers such as applicant and others who now cannot obtain 800 numbers.
- This constitutes a clear and present danger to the public interest by threatening the continued survival of smaller resp-orgs who now cannot obtain new numbers to sell to (new and existing) customers, and represents an unnecessary and unreasonable burden upon them to continue to remain operating their businesses.
- All local exchange companies are already required to provide access to NPAs ("area codes") where the center digit is 2 through 9.
- This change is absolutely required to be done to preserve the current Public Switched Telephone Network's viability. Therefore, the work must be done anyway and is not an unnecessary burden upon local carriers.

III. Reasons why this should not cause a burden upon local exchange carriers or resp-orgs:

- Local Exchange Carriers must already implement NXX style area codes.
- This area code 888 will need to be implemented anyway.
- Issuing an order will not impose an unnecessary burden, excessive costs or unusual hardship.
- Using an assist routing via an area code 800 number that is used to route calls into area code 888 will help those telephone companies that have difficulty implementing the new format area codes on an immediate basis.
- Issuing such an order will not constitute a significant change to the environment or otherwise require an environmental impact report.

IV. The petitioner respectfully prays for, and requests of the commission that it grant the following relief:

1. That the commission issue an immediate order advancing the date that the 888 area code be accessible by customers, and available for assignment by resporgs from 1996 to as soon as possible, preferably before the end of July.
2. That the implementation be started as soon as possible, but no later than August 1.

In the matter of NPA 800 and NPA 888 :  
June 13, 1995 :  
Tansin A. Darcos & Company RM :

3. That each local exchange company be required to report, once per business day, to the commission, on the status of implementing access to the area code 888.
4. To alleviate the hardship that might occur where such implementation on an immediate basis is not practical, such as for small local exchange companies, an interim "fix" be created with all resp-orgs cooperating to implement said fix. Possible suggestions proposed by the petitioner are as follows:
  - (a) That to assist in the temporary implementation of the new Area Code 888, that some form of either national number in Area Code 800, or some local number not charged such as the carrier access exchange 950-xxxx, be created to allow customers to dial into a number to route calls into Area Code 888, for the next few months in which it will either return some dial tone and/or voice prompt permitting the caller to connect to an Area Code 888 number at that point by dialing:
    - (i) an optional digit 1, followed by 888, followed by the 7-digit customer telephone number, or
    - (ii) the area code 888, followed by the 7-digit customer telephone number, or
    - (iii) the 7-digit customer telephone number.
  - (b) The call should then be processed by handing the call off to the Public Switched Telephone Network as if the call had been dialed directly via 1-888 plus the 7 digit customer telephone number.
  - (c) This 800 assist be maintained for approximately 60 days after all local exchanges have reported that they have completed implementation of this service to allow equipment owners time to reprogram equipment to use the new 888 area code.
  - (d). After this period, the 800 assist number be removed from service and changed to a recording indicating that the number should be dialed directly.

In the matter of NPA 800 and NPA 888 :

June 13, 1995 :

Tansin A. Darcos & Company RM :

5. The identical 7 digit number in the 888 exchange be reserved to return a recording indicating that calls into area code 888 are now possible.

6. That the number used for this purpose be in NPA-NXX 800-555 and 888-555. such as, for example, 800-888-0888 and 888-555-0888, or any other appropriate number.

7. The number be set up cooperatively under a joint arrangement with all resporgs, similiar to 800-555-1212.

8. All resporgs bear a proportionate share of the cost relative to the amount of traffic they generate under the Toll-Free service for the cost of traffic into the 800 assist to 888 number.

9. In the alternative, that the 800 assist to 888 number be set up by the local exchange companies and then routed to carriers similar to the current 800 scheme, or that carriage of calls into the 800 assist to 800 number be set up such that it is routed via any resp-orgs trunks, and that if it is routed to the wrong resp-org, the cost of carriage for the original call be cleared on a settlements or adjustment or other basis.

10. That local exchange companies may simply terminate calls on that particular 800 assist to 888 number at the appropriate point in each LATIA where an 888 database query can be used when the call is transferred from the LATIA database lookup point to the destination resp-org for delivery to the customer, and simply charged as with any other call placed over 800, the carrier being given the 888 terminating number instead of 800, but otherwise treated as 800 for billing and settlements issues.

11. That such an immediate rulemaking would be in the public interest, convenience and neccessity to do so,

12. That the commission issue such other relief as is reasonable and proper.

Respectfully Submitted, this Thursday, June 13, 1995.

Paul Robinson  
Tansin A. Darcos & Company

C:\TDR\800-888.TXT